

**SUPREME COURT MINUTES  
WEDNESDAY, AUGUST 14, 2002  
SAN FRANCISCO, CALIFORNIA**

**S094039**G024883 Fourth Appellate District,  
Division Three

PEOPLE v. SINOHUI

Rehearing denied

**S099938**A088934 First Appellate District,  
Division Two

MUSSER v. PROVENCHER

Rehearing denied

The request for modification of the opinion is denied.

**S102401**

WAIDLA (TAUNO) ON H.C.

Order to show cause issued

The Director of the Department of Corrections is ordered to show cause in this court, when the matter is placed on calendar, (1) why the relief prayed for should not be granted on the grounds that the prosecutor presented false evidence and argument, and presented facts inconsistent with those presented at a subsequent trial, as alleged in Claim Four of the petition for writ of habeas corpus filed November 7, 2001, and (2) why a claim based on violation of *Miranda v. Arizona* (1966) 384 U.S. 436, should not be cognizable on habeas corpus. The return shall be filed on or before September 13, 2002.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, J.J.

**S106706**B155373 Second Appellate District,  
Division Six

YOUNG (RONNIE E.) ON H.C.

Petition for review granted (criminal case)

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, J.J.

**S106843**B151885 Second Appellate District,  
Division Seven

V. (JESUSA), IN RE

Petition for review granted (civil case)

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, J.J.

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**S107521**

B153949 Second Appellate District,  
Division Seven

FERNANDEZ v. LAWSON, JR. et al.  
Petition for review granted; issues limited (civil case)

The issues to be briefed and argued shall include those raised in the petition and in appellant's answer. (Cal Rules of Court, rule 29.2(a).)

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S107855**

F029400 Fifth Appellate District  
F030300

JONATHAN NEIL & ASSOCIATES v. JONES et al.  
Petition for review granted (civil case)

Baxter, J., was recused and did not participate.

Votes: George, CJ., Kennard, Werdegar, Chin, Brown and Moreno, JJ.

**S108099**

B123992 Second Appellate District,  
B122178 Division Four

WHITE v. DAVIS et al. (and Companion Case)  
Petitions for review granted (civil case)

The stay issued by the Court of Appeal shall remain in effect pending final determination of this matter, or pending further order of this court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S108119**

A093574 First Appellate District,  
Division Four

PEOPLE v. DELOUIZE  
Petition for review granted; issues limited (criminal case)

The issue to be briefed and argued shall be limited to whether the superior court retained jurisdiction to vacate its order granting defendant's motion for a new trial and to enter an order denying the motion.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

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**S107612**

C037101 Third Appellate District

MORADI v. PIMENTEL PRIVATE SECURITY  
Review granted/briefing deferred (rule 29.3) - civil  
case

Further action in this matter is deferred pending consideration and disposition of a related issue in *Balser v. Wells Fargo Bank, N.A.*, S101833 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S108021**G026504 Fourth Appellate District,  
Division Three

O'CONNOR AGENCY v. BRODKIN  
Review granted/briefing deferred (rule 29.3) - civil  
case

Further action in this matter is deferred pending consideration and disposition of a related issue in *Ferguson v. Lieff, Cabraser, Heimann & Bernstein*, S104444 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S108136**

H022775 Sixth Appellate District

PEOPLE v. LAZALDE  
Review granted/briefing deferred (rule 29.3) - criminal  
case

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Sanders*, S094088 (see Cal. Rules of Court, rule 29.2(c)), or

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pending further order of the court.  
Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S108172**

B159332 Second Appellate District,  
Division Five

**PEOPLE v. S.C. (FEATHER)**

Review granted/briefing deferred (rule 29.3) - criminal case

Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Varnell*, S104614 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S097882**

H020365 Sixth Appellate District

**PEOPLE v. HARRAH**

Dismissed as improvidently granted (rule 29.4 (c))

and cause is remanded to the Court of Appeal, Sixth Appellate District.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S099791**

D035434 Fourth Appellate District,  
Division One

**PEOPLE v. LAMBERT**

Dismissed as improvidently granted (rule 29.4 (c))

and cause is remanded to the Court of Appeal, Fourth Appellate District, Division One.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

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**S102043**

A094095 First Appellate District,  
Division Two

H. (NICHOLAS), IN RE

Transferred to CA 1/2 after grant of review

Votes: George, C.J., Kennard, J., Baxter, J.,  
Werdegar, J., Chin, J., Brown, J., Moreno, J.

**S104279**

F034128 Fifth Appellate District

CAMPISE v. MORRISON HEALTH CARE

Dismissal order filed

and cause is remanded to the Court of Appeal,  
Fifth Appellate District. (Rule 29.4(c),  
California Rules of Court.)

Votes: George, C.J., Kennard, J., Baxter, J.,  
Werdegar, J., Chin, J., Brown, J., Moreno, J.

**S106245**

A095267 First Appellate District,  
Division Two

H. (NICHOLAS), IN RE

Transferred to CA 1/2 after hold

The above-entitled cause is hereby transferred  
to the Court of Appeal, First Appellate  
District, Division Two, with directions to  
vacate its decision and to reconsider the cause  
in light of *In re Nicholas H.* (2002) 28 Cal.4th  
56.

Votes: George, CJ., Kennard, Baxter,  
Werdegar, Chin, Brown and Moreno, JJ.

**S105807**

FOUNDATION FOR TAXPAYER v. P.U.C.

Petition for writ of mandate denied

Chin, J., was recused and did not participate.

**S106950**

A094061 First Appellate District,  
Division Two

CHILDREN'S HOSPITAL AND MEDICAL

CENTER et al. v. BELSHE et al.

Petition for review denied

**S107218**

B157500 Second Appellate District,  
Division Five

REPUBLIC INDEMNITY v. S.C. (NPI MEDICAL)

Petition for review denied

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**S107252**

F035439 Fifth Appellate District

PEOPLE v. JASPAR

Petition for review denied

Baxter, J., was recused and did not participate.  
Kennard, J. and Moreno, J., are of the opinion  
the petition should be granted.

**S107345**B158620 Second Appellate District,  
Division Three

TUCKER (NORMAN CLEOTIS) ON H.C.

Petition for review denied

**S107358**

H020031 Sixth Appellate District

PEOPLE v. SMITH

Petition for review denied

Kennard, J., Werdegarr, J., and Chin, J., are of  
the opinion the petition should be granted.

**S107361**A095301 First Appellate District,  
Division Five

DRESSEL v. BORJAL

Petition for review denied

**S107397**H022172 Sixth Appellate District  
H022549  
H023661

PEOPLE v. LU

Petition for review denied

**S107409**E031718 Fourth Appellate District,  
Division Two

GORDON (ANTHONY) ON H.C.

Petition for review denied

**S107410**E030097 Fourth Appellate District,  
E024922 Division Two

PEOPLE v. ORTEGA

Petition for review &amp; publication request denied

**S107437**D038327 Fourth Appellate District,  
D039614 Division One

PEOPLE v. SINGLETON / SINGLETON ON H.C.

Petition for review denied

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**S107453**

B149385 Second Appellate District,  
Division Eight

BUCKNER v. TAMARIN  
Petition denied

Kennard, J., and Moreno, J., are of the opinion  
the petition should be granted  
The request for an order directing  
depublication of the opinion is denied.

**S107456**

A098676 First Appellate District,  
Division One

HOUSEHOLD CREDIT v. S.C. (UTILITY)  
Petition for review denied

Chin, J., was recused and did not participate.

**S107463**

B138296 Second Appellate District,  
B140555 Division One

JOHNSON et al. v. FEDERAL HOME LOAN  
Petition for review denied

**S107494**

B152379 Second Appellate District,  
Division Five

AYESTARAN v. COOPERATIVE OF AMERICAN  
Petition for review & publication request denied

**S107517**

C037661 Third Appellate District

LOBO GAMING v. PIT RIVER TRIBE  
Petition for review denied

**S107577**

A093280 First Appellate District,  
A094053 Division Five

SUMPTER v. CLARK  
Petition for review denied

**S107579**

C038105 Third Appellate District

JONES v. GOURLEY  
Petition for review & publication request denied

**S107581**

H021527 Sixth Appellate District

PEOPLE v. ESTRADA  
Petitions for review denied

Kennard, J., is of the opinion review should be  
granted.

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**S107597**E029689 Fourth Appellate District,  
Division Two

PEOPLE v. VICKERY

Petition for review denied

**S107603**

HOUSEHOLD CREDIT v. S.C. (UTILITY)

Petition for writ of mandate/prohibition denied

Chin, J., was recused and did not participate.

**S107607**G030431 Fourth Appellate District,  
Division Three

MINOR v. S.C. (PEOPLE)

Petition for review and application for stay denied

**S107611**B114327 Second Appellate District,  
Division Four

MAYER v. DRIVER

Petition for review denied

**S107638**

H022039 Sixth Appellate District

CALIFORNIA ex rel DEPT. OF PARKS v.  
SCHOENDORF, Trustee

Petition for review denied

**S107644**B152173 Second Appellate District,  
Division One

CABOT, CABOT &amp; FORBES v. S.W. BURHOE

Petition for review denied

**S107666**D036193 Fourth Appellate District,  
D036669 Division One

SYNTRON BIORESEARCH v. FAN

Petition for review &amp; publication request denied

**S107714**

H021861 Sixth Appellate District

PEOPLE v. TRAN

Petition for review denied

**S107768**B133572 Second Appellate District,  
B133572 Division Four  
B133572

RIVAS v. SAFETY-KLEEN

Petition for review &amp; depublication request denied



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**S107770**B144748 Second Appellate District,  
Division FiveCALLIS v. CULVER CITY, CITY OF  
Petition for review denied**S107808**B151606 Second Appellate District,  
Division SixMALIBU, CITY OF v. SANTA MONICA  
MOUNTAINS CONSERVANCY  
Petition for review denied

Kennard, J., is of the opinion the petition  
should be granted.

**S107812**A097671 First Appellate District,  
Division OnePACIFIC GAS v. PUBLIC UTILITIES COMM.  
(UTILITY REFORM NETWORK)  
Petition for review denied

Chin, J., was recused and did not participate.

**S107831**A087190 First Appellate District,  
Division FourTOPE v. MCCORD  
Petition for review denied**S107841**B149961 Second Appellate District,  
Division FourPEOPLE v. BUFORD  
Petitions for review denied**S107866**

F036223 Fifth Appellate District

PEOPLE v. REYES  
Petition for review denied**S107870**

C036250 Third Appellate District

PEOPLE v. BUTLER  
Petition for review denied**S107874**

C035118 Third Appellate District

PEOPLE v. ROSALES  
Petition for review denied

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**S107907**

A092633 First Appellate District,  
A092642 Division Five  
A092943  
A094464

RABUTASO et al. v. CANGA et al.  
Petition for review & publication request denied

**S107926**

B158160 Second Appellate District,  
Division One

HALL v. S.C. (THE PEOPLE)  
Petition for review denied

**S107929**

F036301 Fifth Appellate District

PEOPLE v. HURTH  
Petition for review denied

Baxter, J., was recused and did not participate.

**S107942**

B149454 Second Appellate District,  
Division Three

PEOPLE v. WESLEY  
Petition for review denied

**S107943**

B148872 Second Appellate District,  
Division Two

PEOPLE v. LACY  
Petitions for review denied

**S107956**

B149776 Second Appellate District,  
Division One

PEOPLE v. MUI  
Petition for review denied

**S107959**

B147422 Second Appellate District,  
Division One

PEOPLE v. NELSON  
Petition for review denied

**S107962**

E028287 Fourth Appellate District,  
Division Two

CURTIS v. CRESTLINE VILLAGE  
Petition for review denied

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<b>S107964</b> A095725 First Appellate District, Division One	ROBINSON v. CHIN & HENSOLT Petition for review denied
<b>S107969</b> H022046 Sixth Appellate District	CENTURY INDEMNITY v. HEARREAN Petition for review & depublication request denied
<b>S107971</b> H021249 Sixth Appellate District	OTT, ESTATE OF Petition for review denied
<b>S107973</b> B147381 Second Appellate District, Division One	PEOPLE v. SCOTT Petition for review denied
<b>S107978</b> F035503 Fifth Appellate District	PEOPLE v. COLDREN Petition for review denied
<b>S107980</b> B149788 Second Appellate District, Division Three	PEOPLE v. HERNANDEZ Petition for review denied
<b>S107981</b> A094407 First Appellate District, Division Five	PEOPLE v. FAULKENBERRY Petition for review denied
<b>S107982</b> H022043 Sixth Appellate District	PEOPLE v. REYES Petition for review denied
<b>S107983</b> A091833 First Appellate District, A093545 Division Three	PEOPLE v. SANDERS / SANDERS ON H.C. Petition for review denied
<b>S107986</b> D037685 Fourth Appellate District, Division One	PEOPLE v. ARMEIN Petition for review denied

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**S107991**E029408 Fourth Appellate District,  
Division TwoPEOPLE v. ANTHONY  
Petition for review denied**S107995**B147347 Second Appellate District,  
Division SixPEOPLE v. CHERKEDOV  
Petition for review denied**S108002**A092818 First Appellate District,  
Division FourMAXWELL v. CSE SAFEGUARD INSURANCE  
Petition for review denied**S108006**G028648 Fourth Appellate District,  
Division ThreeWARBURTON v. OXFORD COURT HOME  
Petition for review denied**S108008**B150119 Second Appellate District,  
Division FourMITCHELL v. KREITMAN  
Petition for review denied**S108009**B155026 Second Appellate District,  
Division SixATASCADERO UNIFIED SCHOOL DIST v. WCAB  
Petition for review denied**S108010**G025447 Fourth Appellate District,  
Division ThreePEOPLE v. PEREZ  
Petition for review denied**S108013**A094964 First Appellate District,  
Division ThreePEOPLE v. SIDBECK  
Petition for review denied**S108015**A091478 First Appellate District,  
Division TwoPEOPLE v. PHELON  
Petition for review denied

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<b>S108017</b> D038002 Fourth Appellate District, Division One	PEOPLE v. BUENROSTRO Petition for review denied
<b>S108019</b> D035156 Fourth Appellate District, Division One	CHEW v. TINSEL TOWN VIDEO Petition for review denied
<b>S108022</b> B149342 Second Appellate District, Division One	PEOPLE v. MONTANEZ Petition for review denied
<b>S108023</b> B145792 Second Appellate District, Division Three	ATTORNEY EQUITY v. CHANG Petition for review denied
<b>S108027</b> B135637 Second Appellate District, Division Six	PEOPLE v. GUYTON Petition for review denied
<b>S108029</b> B146571 Second Appellate District, Division Four	ACTSYS MEDICAL INC. v. DELSON Petition for review denied
<b>S108036</b> B148772 Second Appellate District, Division Four	PEOPLE v. SANDOVAL Petition for review denied
<b>S108046</b> B153472 Second Appellate District, Division One	PEOPLE v. HAIRSTON-BOYD Petition for review denied
<b>S108049</b> F037714 Fifth Appellate District	PEOPLE v. COMBS Petition for review denied

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<b>S108052</b> C037432 Third Appellate District	PEOPLE v. BRAY Petition for review denied
<b>S108053</b> C038619 Third Appellate District	HANSEN v. THE PERMANENTE MEDICAL GROUP Petition for review denied
<b>S108057</b> H023500 Sixth Appellate District	T. (FELICIA) IN RE Petition for review denied
<b>S108058</b> H023557 Sixth Appellate District	E. (JOHNNY), IN RE Petition for review denied
<b>S108060</b> B140068 Second Appellate District, B143227 Division One	FREIDMAN v. ROYAL MACCABEES (LONDON) Petition for review denied
<b>S108063</b> G028435 Fourth Appellate District, Division Three	PEOPLE v. PEACOCK Petition for review denied
<b>S108066</b> B150248 Second Appellate District, Division Six	PEOPLE v. PROCK Petition for review denied
<b>S108067</b> B149109 Second Appellate District, Division Three	PEOPLE v. AGLER Petition for review denied
<b>S108068</b> G030725 Fourth Appellate District, Division Three	TRAN v. S.C. (PEOPLE) Petition for review denied
<b>S108073</b> G028893 Fourth Appellate District, Division Three	PEOPLE v. PALOMARES Petition for review denied

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<b>S108075</b> B144944	Second Appellate District, Division Four	PEOPLE v. PATTERSON Petition for review denied
<b>S108076</b> C037816	Third Appellate District	PEOPLE v. SAMANIEGO Petition for review denied
<b>S108077</b> A094497	First Appellate District, Division Two	G. (LAUREN), IN RE Petition for review denied
<b>S108078</b> A093535	First Appellate District, Division Four	PEOPLE v. GARNER Petition for review denied
<b>S108079</b> F037696	Fifth Appellate District	PEOPLE v. REED Petition for review denied
<b>S108081</b> H023770	Sixth Appellate District	B. (CHRISTINA), IN RE Petition for review denied
<b>S108082</b> D038378	Fourth Appellate District, Division One	CITY OF SAN DIEGO v. F STREET Petition for review denied
<b>S108084</b> B154959	Second Appellate District, Division Seven	PEOPLE v. MONTOYA Petition for review denied
<b>S108089</b> B149060	Second Appellate District, Division Two	PEOPLE v. GHOLAR Petition for review denied
<b>S108090</b> E028672	Fourth Appellate District, Division Two	PEOPLE v. MARTINEZ Petition for review denied

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<b>S108093</b> B147870	Second Appellate District, Division Three	PEOPLE v. MCCALL Petition for review denied
<b>S108094</b> B152733	Second Appellate District, Division Two	PEOPLE v. RICARDO Petition for review denied
<b>S108100</b> C037215	Third Appellate District	PEOPLE v. MARCHAND Petition for review denied
<b>S108109</b> C037771	Third Appellate District	PEOPLE v. CONNELL Petition for review denied
<b>S108112</b> C036490	Third Appellate District	PEOPLE v. CANTRELL Petition for review denied
<b>S108113</b> B149913	Second Appellate District, Division Two	PEOPLE v. MEDINA Petition for review denied
<b>S108115</b> B154150	Second Appellate District, Division One	PEOPLE v. CRUTCHER Petition for review denied
<b>S108118</b> B139930	Second Appellate District, Division Six	TRACK MORTGAGE v. CRUSADER INSURANCE Petition for review & depublication request denied
<b>S108120</b> H022102	Sixth Appellate District	PEOPLE v. CABRAL Petition for review denied
<b>S108123</b> G027682	Fourth Appellate District, Division Three	PEOPLE v. MATA Petition for review denied



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<b>S108124</b> H024592 Sixth Appellate District	AWWAD v. W.C.A.B. (MCGEORGE) Petition for review denied
<b>S108125</b> A099118 First Appellate District, Division Three	TAYLOR v. S.C. (PEOPLE) Petition for review and application for stay denied
<b>S108127</b> B151206 Second Appellate District, Division Six	PEOPLE v. FRANCIS Petition for review denied  Baxter, J., and Chin, J., are of the opinion the petition should be granted.
<b>S108128</b> B153915 Second Appellate District, Division Seven	PEOPLE v. COLE Petition for review denied
<b>S108129</b> E030210 Fourth Appellate District, Division Two	APPLE VALLEY v. VAVRINEK Petition for review denied
<b>S108131</b> B104284 Second Appellate District, Division One	PEOPLE v. JAMES Petition for review denied
<b>S108132</b> A095923 First Appellate District, Division Four	PEOPLE v. COOPER Petition for review denied
<b>S108134</b> B153461 Second Appellate District, Division Four	PEOPLE v. JOHNSON Petition for review denied
<b>S108137</b> B149706 Second Appellate District, Division Five	PEOPLE v. STEVENSON Petition for review denied

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<b>S108138</b> B144808	Second Appellate District, Division Three	CHEN v. DYNASTY ESCROW Petition for review denied
<b>S108140</b> B147551	Second Appellate District, Division Two	PEOPLE v. MARTINEZ Petition for review denied
<b>S108144</b> C036251	Third Appellate District	PEOPLE v. BAILEY Petition for review denied
<b>S108146</b> C038390	Third Appellate District	PEOPLE v. CASTANEDA Petition for review denied
<b>S108154</b> E030350	Fourth Appellate District, Division Two	PEOPLE v. ALVAREZ Petition for review denied
<b>S108168</b> B148514	Second Appellate District, Division Five	PEOPLE v. DEAN Petition for review denied
<b>S108177</b> B159306	Second Appellate District, Division Two	HINKLES (CLABRON WILLIAM) ON H.C. Petition for review denied
<b>S108178</b> D036538	Fourth Appellate District, Division One	PEOPLE v. FOWLER Petition for review denied
<b>S108179</b> E029532	Fourth Appellate District, Division Two	PEOPLE v. HARTMAN Petition for review denied

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<b>S108180</b> A093026	First Appellate District, Division Three	PEOPLE v. NEBEL Petition for review denied
<b>S108181</b> B159405	Second Appellate District, Division Six	ORTIZ v. S.C. (PEOPLE) Petition for review denied
<b>S108182</b> B154746	Second Appellate District, Division Seven	PEOPLE v. TREADWELL Petition for review denied
<b>S108188</b> B157740	Second Appellate District, Division Six	TENET/TWIN CITIES v. W.C.A.B. (WIMBERLY) Petition for review denied
<b>S108189</b> E029109	Fourth Appellate District, Division Two	PEOPLE v. HUTCHINSON Petition for review denied
<b>S108191</b> A099221	First Appellate District, Division One	SAPHIEH v. ABC (CALIF DEPT. OF ALCOHOLIC Petition for review and application for stay denied
<b>S108195</b> A098537	First Appellate District, Division Four	CITIBANK v. S.C. (SLAYTON) Petition for review denied
<b>S108196</b> B143762	Second Appellate District, Division Five	VELLA v. U.S. BORAX Petition for review denied
<b>S108197</b> B144003	Second Appellate District, Division One	BENNINI INCORPORATED v. TAI YUEN TEXTILE Petition for review denied

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**S108198**

E029306 Fourth Appellate District,  
Division Two

PEOPLE v. BRANNON  
Petition for review denied

Kennard, J., is of the opinion the petition  
should be granted.

**S108199**

B152730 Second Appellate District,  
Division Four

PEOPLE v. MOWATT  
Petition for review denied

**S108203**

E029688 Fourth Appellate District,  
Division Three

PEOPLE v. ROSS  
Petition for review denied

**S108205**

B159363 Second Appellate District,  
Division Three

KESTON v. S.C. (PEOPLE)  
Petition for review denied

**S108208**

B149403 Second Appellate District,  
Division Eight

PEOPLE v. MURPHY  
Petition for review denied

**S108211**

D036328 Fourth Appellate District,  
Division One

PEOPLE v. BOWIE  
Petition for review denied

**S108212**

A093612 Third Appellate District

C. (WILLIAM), IN RE  
Petition for review denied

**S108213**

A094883 First Appellate District,  
Division Three

MCMAHON v. RIFFER  
Petition for review denied

**S108223**

A095978 First Appellate District,  
Division Two

S. (CLAUDIO), IN RE  
Petition for review denied

**SUPREME COURT MINUTES  
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SAN FRANCISCO, CALIFORNIA**

<b>S108229</b>		PEOPLE v. BULMES
B152152	Second Appellate District, Division Three	Petition for review denied

<b>S108238</b>		M., (RYAN), IN RE
G029764	Fourth Appellate District, Division Three	Petition for review denied

<b>S108239</b>		BAKER v. GOURLEY
G028732	Fourth Appellate District, Division Three	Petition for review denied

<b>S108242</b>		PEOPLE v. WARD
B143188	Second Appellate District, Division Seven	Petition for review denied

<b>S108243</b>		PEOPLE v. CAVER
B148350	Second Appellate District, Division One	Petition for review denied

<b>S108245</b>		PEOPLE v. RIOS
B152862	Second Appellate District, Division One	Petition for review denied

<b>S108251</b>		PEOPLE v. DAVIS
F038071	Fifth Appellate District	Petition for review denied

<b>S108256</b>		PEOPLE v. PARKS
D038574	Fourth Appellate District, Division One	Petition for review denied

<b>S108257</b>		PEOPLE v. BEJARANO
H022155	Sixth Appellate District	Petition for review denied

**SUPREME COURT MINUTES  
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<b>S108259</b> A091669 First Appellate District, Division Four	PEOPLE v. WILLIAMS Petition for review denied
<b>S108260</b> C038164 Third Appellate District	PEOPLE v. ROLLINS Petition for review denied
<b>S108261</b> B131421 Second Appellate District, Division One	WEST CENTURY v. INGLEWOOD Petition for review denied
<b>S108262</b> B151058 Second Appellate District, Division Six	PEOPLE v. DENOCE Petition for review denied
<b>S108276</b> E029878 Fourth Appellate District, Division Two	PEOPLE v. PEREZ Petition for review denied
<b>S108281</b> H024493 Sixth Appellate District	ROCHA v. S.C. (PEOPLE) Petition for review denied
<b>S108304</b> E029308 Fourth Appellate District, Division Two	PEOPLE v. PENN Petition for review denied
<b>S108311</b> B150462 Second Appellate District, Division One	PEOPLE v. MILES Petition for review denied
<b>S108312</b> B148765 Second Appellate District, Division Two	PEOPLE v. LICEA Petition for review denied
<b>S108318</b> B151402 Second Appellate District, Division Two	PEOPLE v. ADAMS Petition for review denied

**SUPREME COURT MINUTES  
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SAN FRANCISCO, CALIFORNIA**

<b>S108326</b> E030711	Fourth Appellate District, Division Two	R. (R.) IN RE Petition for review denied
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<b>S108330</b> F037614	Fifth Appellate District	PEOPLE v. STEPHENS Petition for review denied
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Baxter, J., was recused and did not participate.

<b>S108336</b> G025259	Fourth Appellate District, Division Three	LOBAUGH v. LOBAUGH Petition for review denied
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<b>S108338</b> B150675	Second Appellate District, Division One	PEOPLE v. TROTTER Petition for review denied
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<b>S108343</b> E029982	Fourth Appellate District, Division Two	F.(CYNTHIA) IN RE Petition for review denied
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<b>S108351</b> D037034	Fourth Appellate District, Division One	BRAVO v. ISMAJ Petition for review denied
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<b>S108352</b> B152718	Second Appellate District, Division Three	PEOPLE v. COLLINS Petition for review denied
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<b>S108362</b> B151641	Second Appellate District, Division Three	PEOPLE v. ACOSTA Petition for review denied
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<b>S108365</b> B147479	Second Appellate District, Division Eight	PARKER-KANE v. BRANDLER Petition for review denied
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George, CJ., was recused and did not participate.

**SUPREME COURT MINUTES  
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**S108368**

B149438 Second Appellate District,  
Division Two

PEOPLE v. RANDALL  
Petition for review denied

**S108417**

WILLIAMS v. SPARKS  
Petition for transfer to this court is denied. (Cal. Rules  
of Court, rule 27.5)

At the request of the Court of Appeal, Second  
Appellate District, the above entitled matter,  
now pending in that court, is transferred from  
Division Eight to Division Five.

**S108419**

MCMAHON v. FIRST DISTRICT COURT OF  
APPEAL (ALBANY UNIFIED SCH. DIST.)  
Petition for writ of mandate/prohibition denied

**S108474**

B159781 Second Appellate District,  
Division Two

JOHNSON v. S.C.(PEOPLE)  
Petition for review and application for stay denied

**S108688**

E032005 Fourth Appellate District,  
Division Two

LAWLESS v. S.C. (PEOPLE)  
Petition for review and application for stay denied

**S108708**

B157545 Second Appellate District,  
Division One

ENCARNACION v. S.C. (20TH CENTURY INS.)  
Petition for review and application for stay denied

**S099541**

TAYLOR (KEITH DESMOND) ON H.C.  
Petition for writ of habeas corpus denied with  
citation(s)

The petition for writ of habeas corpus filed  
August 1, 2001, and supplemented January 24,  
2002, is denied. (*In re Duvall* (1995) 9  
Cal.4th 464, 474; *In re Swain* (1949) 34  
Cal.2d 300, 304.)



**SUPREME COURT MINUTES  
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SAN FRANCISCO, CALIFORNIA**

<b>S101326</b>	RANDOLPH (DONALD RAYE) ON H.C. Petition for writ of habeas corpus is denied
<b>S104172</b>	MANTANGI (TAIOSISI) ON H.C. Petition for writ of habeas corpus is denied
<b>S104237</b>	HISTON (LARRY) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S104468</b>	NGUYEN (CUONG VAN) ON H.C. Petition for writ of habeas corpus is denied
<b>S104474</b>	PENA (HENSEL O.) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S104504</b>	PECHICKJIAN (RICHARD) ON H.C. Petition for writ of habeas corpus is denied
<b>S104656</b>	JOHNSON (DAVID B.) ON H.C. Petition for writ of habeas corpus is denied
<b>S104657</b>	MCKEEVER (PATRICK K.) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S105145</b>	STRONG (DONALD L.) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S105208</b>	VILLEGAS (ELEAZAR) ON H.C. Petition for writ of habeas corpus is denied
<b>S105464</b>	FUGEL (EDWIN L.) ON H.C. Petition for writ of habeas corpus is denied

**SUPREME COURT MINUTES  
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SAN FRANCISCO, CALIFORNIA**

<b>S105589</b>	WILLIAMS (NATHANIEL) ON H.C. Petition for writ of habeas corpus is denied
<b>S105594</b>	BUATHIER (JEFFREY S.) ON H.C. Petition for writ of habeas corpus is denied
<b>S105656</b>	HEARNES (SAMUEL D.) ON H.C. Petition for writ of habeas corpus is denied
<b>S105683</b>	SMITH (ANTHONY R.) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S105689</b>	ALARCON (GERARDO) ON H.C. Petition for writ of habeas corpus is denied
<b>S105690</b>	CROWE (CALVIN) ON H.C. Petition for writ of habeas corpus is denied
<b>S105696</b>	APARICIO (LUIS) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S105803</b>	ELLINGTON (ERIC) ON H.C. Petition for writ of habeas corpus is denied
<b>S105810</b>	MARIN (PEDRO) ON H.C. Petition for writ of habeas corpus is denied
<b>S105853</b>	DOTSON (DARRYL) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S105972</b>	SWAN (JEFFREY O.) ON H.C. Petition for writ of habeas corpus is denied with citation(s)

**SUPREME COURT MINUTES  
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SAN FRANCISCO, CALIFORNIA**

<b>S105998</b>	MCFEE (WILLIE) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S106309</b>	ROBINSON (SHERI) ON H.C. Petition for writ of habeas corpus is denied
<b>S106315</b>	GOMEZ (JOSE CAMACHO) ON H.C. Petition for writ of habeas corpus is denied
<b>S106360</b>	HOARE (ROBERT) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S106363</b>	PEREZ (JESUS CAMPOS) ON H.C. Petition for writ of habeas corpus is denied
<b>S106418</b>	HARRIS (ERNEST) ON H.C. Petition for writ of habeas corpus is denied with citation(s)
<b>S106504</b>	CLAYTON (STANLEY) ON H.C. Petition for writ of habeas corpus is denied
<b>S106507</b>	HAMILTON (MICHAEL) ON H.C. Petition for writ of habeas corpus is denied
<b>S107571</b>	KIRKPATRICK (WILLIAM) ON H.C. Petition for writ of habeas corpus is denied
<b>S107633</b> H022553 Sixth Appellate District	SARATOGA FIRE DISTRICT v. HACKETT Depublication request denied (case closed)
<b>S107886</b> A095775 First Appellate District, Division Five	F. (K) v. JULIA HAYNES-GATES Publication request denied (case closed)

**SUPREME COURT MINUTES  
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SAN FRANCISCO, CALIFORNIA**

**S107913**

B150998 Second Appellate District,  
Division Eight

PEOPLE v. DONALD RAY W.

Publication request denied (case closed)

**S107919**

C038388 Third Appellate District

ZWICKER v. ALTAMONT EMERGENCY

Depublication request denied (case closed)

**S029490**

PEOPLE v. WILLIAMS (DAVID EARL)

Extension of time granted

to 10-15-2002 to file respondent's brief.  
Extension granted based upon Deputy AG  
Papagoda's representation that she anticipates  
filing the brief by 12-20-2002. After that date,  
only one further extension totaling 66  
additional days is contemplated.

**S045504**

PEOPLE v. PANAH (HOOMAN A.)

Extension of time granted

to 10-15-2002 to file respondent's brief. After  
that date, only two further extensions totaling  
136 additional days are contemplated.  
Extension granted based upon Deputy AG  
Duarte's representation that she anticipates  
filing the brief by 2-28-2003.

**S064415**

PEOPLE v. BRAMIT (MICHAEL L.)

Extension of time granted

to 10-15-2002 to file AOB. The court  
anticipates that after that date, only four  
further extensions totaling 240 additional days  
will be granted. Counsel is ordered to take all  
steps necessary to meet this schedule.

**SUPREME COURT MINUTES  
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**S103084**

B141201 Second Appellate District,  
Division Four

PEOPLE v. RELIFORD  
Extension of time granted

On application of appellant and in light of counsel' showing of extraordinary circumstances, the request for a final extension of time to file appellant's answer brief on the merits is hereby granted to and including August 23, 2002.

**S104614**

B153849 Second Appellate District,  
Division Seven

VARNELL (RONALD) ON H.C.  
Extension of time granted

To August 30, 2002 to file respondent's reply brief on the merits.

**S107508**

VALDEZ (ALFREDO REYES) ON H.C.  
Extension of time granted

to 8-27-2002 to file reply to informal response. After that date, no further extension is contemplated. Extension is granted based upon counsel Marshall's representation that she anticipates filing the brief by 8-27-2002.

**S058472**

PEOPLE v. BENNETT (ERIC WAYNE)  
Counsel appointment order filed

Attorney Tamara P. Holland, previously appointed to represent appellant Eric Wayne Bennett for the direct appeal in the above automatic appeal now pending in this court, is hereby appointed to also represent appellant for habeas corpus/executive clemency proceedings related to the automatic appeal.

**S090057**

RULE 962 SUSPENSION  
Order filed

The suspension of Richard Noel Burns

**SUPREME COURT MINUTES  
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pursuant to our order filed on July 21, 2000, is hereby terminated.  
This order is final forthwith.

**S101435**

B147003 Second Appellate District,  
Division Five

LITTLE v. AUTO STIEGLER, INC.  
Order filed

The issues to be briefed and argued in this court shall include whether unconscionable provisions in arbitration agreements should invalidate the entire arbitration agreement if it can be demonstrated that the provision was included in bad faith (see *Armendariz v. Foundation Health Psychcare Services, Inc.* (2000) 24 Cal.4th 83, 124-125, fn. 13), and, if so, whether any of the provisions in the present agreement were included in bad faith. The parties shall submit supplemental briefs filed simultaneously no later than August 30, 2002. Each side may file a reply to the supplemental brief of the other no later than September 9, 2002.

**B152107** Second Appellate District,  
Division Five

ARMSTEAD v. AA BUILDERS et al.  
Order filed

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Five to Division Eight.

**B156610** Second Appellate District,  
Division Eight

BROWN v. PROFESSIONAL ORGANIZATION  
Order filed

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Eight to Division Four.

**SUPREME COURT MINUTES  
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**B157600** Second Appellate District,  
Division Four

1-800 CONTACTS, INC. v. STEINBERG et al.  
Order filed

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Four to Division Eight.

**Bar Misc. 4186**  
(2 orders, for motions #507 & 508)

IN THE MATTER OF THE APPLICATION OF THE  
COMMITTEE OF BAR EXAMINERS OF THE  
STATE OF CALIFORNIA FOR ADMISSION OF  
ATTORNEYS

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:  
(LIST OF NAMES ATTACHED TO  
ORIGINAL ORDERS)

